

**ASSEMBLY BILL**

**No. 1101**

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**Introduced by Assembly Member Duvall**

February 27, 2009

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An act to amend Section 1050 of the Fish and Game Code, relating to the Department of Fish and Game.

LEGISLATIVE COUNSEL'S DIGEST

AB 1101, as introduced, Duvall. Department of Fish and Game: licenses and other entitlements.

Existing law requires that all licenses, permits, tags, reservations, and other entitlements authorized by the Fish and Game Code be prepared and issued by the Department of Fish and Game.

This bill would make technical, nonsubstantive changes to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 1050 of the Fish and Game Code is
- 2 amended to read:
- 3 1050. (a) All licenses, permits, tags, reservations, and other
- 4 entitlements authorized by this code shall be prepared and issued
- 5 by the department.
- 6 (b) The commission shall determine the form of all licenses,
- 7 permits, tags, reservations, and other entitlements and the method
- 8 of carrying and displaying all licenses, and may require and

1 prescribe the form of applications therefor and the form of any  
2 contrivance to be used in connection therewith.

3 (c) Whenever any provision of this code provides for a *license*,  
4 permit, ~~license~~, tag, reservation, application, or other entitlement,  
5 the commission ~~shall~~, in accordance with the provision, *shall*  
6 prescribe the terms and conditions under which the *license*, permit,  
7 ~~license~~, tag, reservation, application, or other entitlement shall be  
8 issued and the department shall issue the *license*, permit, ~~license~~,  
9 tag, reservation, application, or other entitlement in accordance  
10 therewith and with the applicable provisions of law.

11 (d) Whenever this code does not specify whether a fee is to be  
12 collected, or does not specify the amount of a fee to be collected  
13 for the issuance of any license, ~~tag~~, permit, *tag*, *reservation*,  
14 application, ~~reservation~~, or other entitlement, the commission may  
15 establish a fee or the amount thereof by regulation. The commission  
16 *also* may ~~also~~ provide for the change in the amount of the fee in  
17 accordance with Section 713. However, ~~no a fee may shall not~~  
18 exceed the reasonable costs incurred by the department in  
19 implementing and administering the program or activity to which  
20 the license, ~~tag~~, permit, *tag*, *reservation*, application, ~~reservation~~,  
21 or other entitlement is related.

22 (e) Whenever this code provides for a license, ~~tag~~, permit, *tag*,  
23 reservation, or other entitlement, the commission may establish a  
24 nonrefundable application fee, not to exceed seven dollars and  
25 fifty cents (\$7.50), *that is* sufficient to pay the department's costs  
26 for issuing the license, ~~tag~~, permit, *tag*, reservation, or other  
27 entitlement and may adjust the application fee in accordance with  
28 Section 713.